

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF OHIO**

UNITED STATES OF AMERICA,)	CASE NO. 1:05 CR 514
)	
PLAINTIFF)	JUDGE PETER C. ECONOMUS
)	
v.)	
)	
RAY B. KALMER)	ORDER ACCEPTING PLEA
)	AGREEMENT AND JUDGMENT
DEFENDANT.)	

This matter is before the Court upon the Report and Recommendation, see (Dkt. # 17), issued by United States Magistrate Judge George J. Limbert regarding the plea hearing and the plea agreement of Ray B. Kalmer, which was referred to the Magistrate Judge upon the consent of the parties.

On October 18, 2005, the Government issued an Indictment against the Defendant charging violations of 18 U.S.C. § 3146(a)(1). See (Dkt. # 1).

The Defendant appeared before Magistrate Judge Limbert on May 2, 2006 for a Change of Plea Hearing, represented by counsel, Attorney J. Gerald Ingram. The Defendant thereafter entered a plea of guilty to Count 1, violations of 18 U.S.C. § 1346(a)(1). Magistrate Judge Limbert received the Defendant's guilty plea and issued a Report and Recommendation recommending that this Court accept the plea and enter a finding of guilty.

See (Dkt. # 17).

Neither party objected to the Report and Recommendation during the ten days following its issuance.

This Court has engaged in a *de novo* review of the record and hereby adopts the Report and Recommendation. The Defendant was found to be competent to enter a plea. The Defendant understood his constitutional rights. He is aware of the consequences of entering a plea. There is an adequate factual basis for the plea. Consequently, this Court finds that the plea was entered knowingly, intelligently, and voluntarily.

The Court therefore approves the Defendant's plea of guilty. The Defendant is **ADJUDGED** guilty of Count 1 of the Indictment, a violation of 18 U.S.C. § 3146(a)(1).

IT IS SO ORDERED.

/s/ Peter C. Economus - June 20, 2006
PETER C. ECONOMUS
UNITED STATES DISTRICT JUDGE